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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, )  
 Plaintiff, )  
 v. )  
 PEDRO ALEXANDER PALACIOS, )  
 Defendant. )

No. CR 05-00339 JSW

~~PROPOSED~~ ORDER AND STIPULATION  
 EXCLUDING TIME FROM JUNE 23, 2005  
 TO JULY 28, 2005 FROM THE SPEEDY  
 TRIAL ACT CALCULATION  
 (18 U.S.C. § 3161(h)(8)(A))

The parties appeared before the Court on June 23, 2005. With the agreement of the parties, and with the consent of the defendant, the Court enters this order scheduling trial setting hearing date of July 28, 2005, at 2:30 p.m., before the Honorable Jeffrey S. White, and documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A), from June 23, 2005 to July 28, 2005. The parties agreed, and the Court found and held, as follows:

1. The defendant agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny both government and defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and would deny the defendant continuity of counsel.

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STIPULATION AND ORDER  
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2. Given these circumstances, the Court found that the ends of justice served by excluding the period from June 23, 2005 to July 28, 2005, outweigh the best interest of the public and the defendant in a speedy trial. Id. § 3161(h)(8)(A).

3. Accordingly, and with the consent of the defendant, the Court ordered that the period from June 23, 2005 to July 28, 2005, be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

4. The Court scheduled a trial setting hearing date of July 28, 2005, at 2:30 p.m., before the Honorable Jeffrey S. White.

IT IS SO STIPULATED.

DATED: \_\_\_\_\_


\_\_\_\_\_/S/  
CHRISTINE S. WATSON  
Special Assistant United States Attorney

DATED: \_\_\_\_\_

\_\_\_\_\_/S/  
WILLIAM WEINER  
Attorney for Pedro Alexander Palacios

IT IS SO ORDERED.

DATED: July 25, 2005

  
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HON. JEFFREY S. WHITE  
United States District Judge